

UNITED STATES DISTRICT COURT

**FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

SHIRLEY SCHROEDER and  
CONSTANCE WERTHE, On Their  
Own Behalves And On Behalf Of All  
Others Similarly Situated.

## Plaintiffs.

V

KEURIG GREEN MOUNTAIN, INC.  
and KEURIG, INC.

## Defendants.

} Civil No. 14-cv-00678 DMS(KSC)  
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**ORDER CONSOLIDATING THE  
INDIRECT PURCHASER  
ACTIONS AND APPOINTING  
WOLF HALDENSTEIN ADLER  
FREEMAN & HERZ LLP AS  
INTERIM LEAD CLASS  
COUNSEL**

AMY GRAY and ARMANDO  
HERRERA, On Their Own Behalves  
And On Behalf Of All Others  
Similarly Situated,

) Civil No. 14-cv-00696 DMS(KSC)

## Plaintiffs,

V.

KEURIG GREEN MOUNTAIN, INC.  
f/k/a GREEN MOUNTAIN COFFEE  
ROASTERS, INC., and KEURIG, INC.,

{}{}

## Defendants.

MARY HUDSON, PATRICIA HALL  
and BRIER MILLER MINOR On Their  
Own Behalves And On Behalf Of All  
Others Similarly Situated,

Civil No. 14-cv-00976 DMS(KSC)

Plaintiffs,

V

KEURIG GREEN MOUNTAIN, INC.  
f/k/a GREEN MOUNTAIN COFFEE  
ROASTERS, INC., and KEURIG, INC.

{}{}}

## Defendants

Civil No. 14-cv-00678 DMS(KSC)

1 LORIE REHMA and JONNA DUGAN,  
2 On Their Own Behalves And On Behalf  
3 Of All Others Similarly Situated,

} Civil No. 14-cv-1131 DMS(KSC)

4 Plaintiffs,

5 v.

6 KEURIG GREEN MOUNTAIN, INC.  
7 f/k/a GREEN MOUNTAIN COFFEE  
8 ROASTERS, INC., and KEURIG, INC.,

9 Defendants.

10 PATRICIA J. NELSON, On Her Own  
11 Behalf And On Behalf Of All Others  
12 Similarly Situated,

} Civil No. 14-cv-01143 DMS(KSC)

13 Plaintiff,

14 v.

15 KEURIG GREEN MOUNTAIN, INC.  
16 f/k/a GREEN MOUNTAIN COFFEE  
17 ROASTERS, INC., and KEURIG, INC.,

18 Defendants.

19  
20 Civil No. 14-cv-00678 DMS(KSC)

1       The Court, having considered the motion of Plaintiffs Shirley Schroeder,  
2 Constance Werthe, Amy Gray, Armando Herrera, Mary Hudson, Patricia Hall and  
3 Brier Miller Minor (“Indirect Purchaser Plaintiffs”) for an order consolidating the  
4 Indirect Purchaser Actions currently related and pending before the Court  
(*Schroeder, et al. v. Keurig Green Mountain, Inc., et al.*, No. 14-cv-00678, *Gray, et*  
5 *al. v. Keurig Green Mountain, Inc., et al.*, No. 14-cv-00696, *Hudson, et al. v. Keurig*  
6 *Green Mountain, Inc., et al.*, No. 14-cv-00976, *Rehma v. Keurig Green Mountain,*  
7 *Inc., et al.*, No. 14-cv-01131, and *Nelson v. Keurig Green Mountain, Inc., et al.*, No.  
8 14-cv-01143),<sup>1</sup> and appointing the firm of Wolf Haldenstein Adler Freeman & Herz  
9 LLP (“Wolf Haldenstein”) as Interim Lead Class Counsel for the Indirect Purchaser  
10 Plaintiffs pursuant to Rule 23(g) of the Federal Rules of Civil Procedure, and  
11 plaintiffs’ Statement of Defendants’ Non-Opposition filed in support thereof, for  
12 good cause hereby ORDERS as follows:

13       1.     The Indirect Purchaser Actions shall be consolidated under the low  
14 numbered case, *Schroeder v. Keurig Green Mountain, Inc. et al.*, Case No. 14-cv-  
15 00678 DMS(KSC), which shall be referred to herein as the “Consolidated Indirect  
16 Purchaser Action.”

17       2.     Any other indirect purchaser actions now pending or hereafter filed in or  
18 transferred to this Court which arise out of the same or substantially the same facts,  
19 transactions, occurrences or events as alleged in the Consolidated Indirect Purchaser  
20 Action, shall be related and consolidated for all purposes if and when they are drawn  
to the Court’s attention.

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1       Following the filing of the Indirect Purchaser Plaintiffs’ motion (Dkt. 11), two  
2 additional related actions were filed on behalf of other indirect purchasers who join in the  
3 motion (*Rehma v. Keurig Green Mountain, Inc., et al.*, No. 14-cv-01131, and *Nelson v.*  
4 *Keurig Green Mountain, Inc., et al.*, No. 14-cv-01143). As stated in plaintiffs’ Statement of  
5 Defendants’ Non-Opposition, defendants do not oppose the inclusion of all five cases in the  
6 proposal for consolidation.

3. Every pleading filed in the Consolidated Indirect Purchaser Action, or in any separate action included herein, shall bear the following caption with the lead case number based upon the first-filed action:

**UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF CALIFORNIA**

IN RE KEURIG K-CUP INDIRECT PURCHASER ANTITRUST LITIGATION ) Lead Case No. 14-cv-00678 DMS(KSC) ) ) )

This Document Relates To: )  
ALL ACTIONS. ) JUDGE:  
 )

CTRM:

DATE

TIME:

4. The files of the Consolidated Indirect Purchaser Action shall be maintained in one file under Master Docket and File No. 14cv00678.

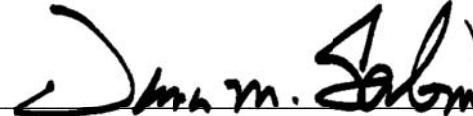
5. All orders, pleadings, motions and other documents shall, when filed and docketed in the Master File, be deemed filed and docketed in each individual case to the extent applicable.

6. All counsel shall assist in calling to the attention of the Clerk of this Court the filing or transfer of any case which might properly be consolidated as part of this Consolidated Indirect Purchaser Action, and counsel are to assist in ensuring that counsel in such action receive notice of such consolidation.

1       7. Pursuant to Fed. R. Civ. P. 23(g), the Court appoints Wolf Haldenstein  
2 Adler Freeman & Herz LLP as Interim Lead Class Counsel in the Consolidated  
3 Indirect Purchaser Action.

4 **IT IS SO ORDERED.**

5 DATED: May 28, 2014

6   
7 THE HONORABLE DANA M. SABRAW  
8 UNITED STATES DISTRICT COURT JUDGE

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